

18A:28-6.1

LEGISLATIVE HISTORY CHECKLIST

NJSA 18A:28-6.1 (Teacher tenure, benefits - school discontinued)

Laws of 1967 Chapter 31

Bill No. A604

Sponsor(s) Doren & others

Date Introduced January 30

Committee: Assembly Education

Senate -

Amended during passage Yes No Committee substitute enacted - original & comm. sub. enclosed

Date of passage: Assembly April 10

Senate April 24

Date of approval April 24

Following statements are attached if available:

Sponsor statement Yes No Original & comm. sub.

Committee Statement: Assembly Yes No

Senate Yes No

Fiscal Note Yes No

Veto message Yes No

Message on signing Yes No

Following were printed:

Reports Yes No

Hearings Yes No

DEPOSITORY COPY  
Do Not Remove From Library

10/4/76

ASSEMBLY COMMITTEE SUBSTITUTE FOR

**ASSEMBLY, No. 604**

**STATE OF NEW JERSEY**

ADOPTED MARCH 20, 1967

AN ACT concerning education to preserve rights of certain teachers upon creation of sending-receiving relationships and supplementing Title 18 of the Revised Statutes.

1 BE IT ENACTED *by the Senate and General Assembly of the State*  
2 *of New Jersey:*

3 1. Whenever, heretofore or hereafter, any board of education  
4 in any school district in this State shall discontinue any high school,  
5 junior high school, elementary school or any one or more of the  
6 grades from kindergarten through grade 12 in the district and  
7 shall, by agreement with another board of education, send the  
8 pupils in such schools or grades to such other district, all teaching  
9 staff members who have tenure of office at the time such schools  
10 or grades are discontinued shall be employed by the board of  
11 education of such other district in the same or nearest equivalent  
12 position; provided that any such teaching staff member may elect  
13 to remain in the employ of the former district in any position to  
14 which he may be entitled by virtue of his tenure and seniority  
15 rights by giving notice of said election to the boards of education  
16 in each of the school districts at least 3 months prior to the date  
17 on which such school, grade, or grades are to be discontinued.  
18 Teaching staff members so employed in such other district shall  
19 have their rights to tenure, seniority, pension and accumulated  
20 leave of absence, accorded under the laws of this State, recognized  
21 and preserved by the board of education of that district. Any  
22 periods of prior employment in such sending district shall count  
23 toward the acquisition of tenure in the other district to the same ex-  
24 tent as if all such prior employment had been in such other district.

25 2. For the purposes of this act, a "teaching staff member"  
26 shall mean a member of the professional staff assigned for a  
27 majority of his time to such school, grade or grades on the date  
28 of discontinuance of such school, grade or grades whose qualifi-  
29 cations for office, position or employment require him to hold a

- 1 valid and effective standard, provisional or emergency certificate,
- 2 appropriate to his office, position or employment, issued by the
- 3 State Board of Examiners and includes a school nurse.
- 4 3. This act shall take effect immediately.

---

STATEMENT

The purpose of this bill is to protect the tenure, seniority, pension and accumulated sick leave rights of teaching staff members employed by a school district which discontinues one or more grades and sends its students to another school district.

Teachers in elementary and secondary schools which regionalize or consolidate have long been accorded this same protection by law.

*A 604 (Assembly  
committee substitute)*

ASSEMBLY, No. 604

STATE OF NEW JERSEY

INTRODUCED JANUARY 30, 1967

By Assemblymen DOREN, GRECCO, TANZMAN and HAUSER

(Without Reference)

AN ACT concerning education to preserve rights of high school and junior high school teachers upon creation of sending-receiving relationships and supplementing Title 18 of the Revised Statutes.

1 BE IT ENACTED *by the Senate and General Assembly of the State*  
2 *of New Jersey:*

3 1. Whenever any board of education in any school district in  
4 this State shall discontinue any high school, junior high school or  
5 any of the grades 7 through 12 in any other school and send the  
6 pupils in such schools or grades to another district, all high school  
7 or junior high school teachers employed in the schools or grades  
8 so discontinued shall be employed in the receiving district in the  
9 same or equivalent positions and their rights to tenure, seniority,  
10 pension and accumulated leave of absence accorded under the laws  
11 of this State, shall not be affected but shall be transferred to and  
12 recognized and preserved by the board of education of the receiv-  
13 ing district, and any periods of employment in the sending district  
14 shall count toward the acquisition of tenure in the receiving district.

15 2. For the purposes of this act, a high school or junior high  
16 school teacher shall mean any teacher who on the date of discon-  
17 tinuance of such school or class is assigned for a majority of her  
18 time in any of the grades 7 through 12.

19 3. This act shall take effect immediately.

STATEMENT

The purpose of this legislation is to protect the tenure, seniority, pension and accumulated leave rights of teachers employed by a school district which discontinues its junior high school and/or its senior high school and sends its students to another school district. Teachers in elementary or secondary schools which regionalize or consolidate are guaranteed retention of their tenure, seniority, pension and accumulated leave in those instances.